

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on January 15, 2007
at 10:00 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Jesse Laslovich, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Gary L. Perry (R)
Sen. Jim Shockley (R)

Members Excused:

Sen. David E. Wanzenried (D)
Sen. Carol Williams (D)

Members Absent: None.

Staff Present: Carol Andersen, Committee Secretary
Valencia Lane, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 163, 1/12/2007; SB 170,
1/12/2007
Executive Action: SB 170, SB 163

HEARING ON SB 163

Opening Statement by Sponsor:

00:00:58 **SEN. JIM SHOCKLEY (R), SD 45**, opened the hearing on **SB 163**, Clarify nolo contendere plea acceptance as discretionary.

Proponents:

00:03:54 John Connor, Department of Justice (DOJ)

EXHIBIT(jus09a01)

Opponents:

00:09:33 Ed Sheehy, Jr., Office of Public Defender

Informational Testimony: None.

Questions from Committee Members and Responses:

00:16:41 Sen. McGee to John Connor

00:19:46 Sen. O'Neil to John Connor

00:22:43 Sen. Perry to Ali Bovingdon, Attorney General's Office

00:24:35 Sen. O'Neil to Ali Bovingdon

00:25:33 Sen. Laslovich to John Connor

00:27:24 Sen. Laslovich to Ed Sheehy

Closing by Sponsor:

00:28:20 Sen. Shockley

HEARING ON SB 170

Opening Statement by Sponsor:

00:30:53 **SEN. GARY PERRY (R), SD 35**, opened the hearing on **SB 170**, Extend domestic violence review commission.

Proponents:

00:33:31 Ali Bovingdon, Attorney General's Office

EXHIBIT(jus09a02)

00:34:29 Matthew Dale, Attorney General's Office

EXHIBIT(jus09a03)

00:40:04 Brian Fisher, Detective, Helena Police Department

00:43:39 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence

00:46:07 Ann Brodsky, Legal Counsel for Governor

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:48:37 Sen. O'Neil to Sen. Perry

00:49:21 Sen. O'Neil to Matthew Dale

00:50:09 Sen. Juneau to Matthew Dale

Closing by Sponsor:

00:52:43 Sen. Perry

EXECUTIVE ACTION ON SB 170

00:53:48 **Motion/Vote:** SEN. PERRY moved that SB 170 DO PASS.
Motion carried unanimously by voice vote 11-0.

EXECUTIVE ACTION ON SB 163

00:54:37 **Motion:** SEN. SHOCKLEY moved that SB 163 DO PASS.

Discussion:

00:58:26 Sen. Jent

01:01:45 Sen. McGee

01:04:24 Sen. O'Neil

01:04:49 Sen. Shockley

01:08:31 Sen. Laslovich

01:11:59 Motion/Vote: SEN. SHOCKLEY CALLED THE QUESTION ON SB
163. Motion carried 9-2 by voice vote with SEN.
LASLOVICH and SEN. WILLIAMS voting no. SEN. JUNEAU
voted aye by proxy.

ADJOURNMENT

Adjournment: 11:15 A.M.

SEN. JESSE LASLOVICH, Chairman

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

EXHIBIT ([jus09aad.pdf](#))